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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
MISSOULA DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

MICHAEL BLAKE DeFRANCE,

Defendant.

CR 21-29-M-DLC

**NOTICE OF APPEAL
FROM DISTRICT COURT
ORDER DENYING MOTION FOR
LEAVE TO FILE MOTION FOR
RECONSIDERATION (ECF No.
111) AND SUBSEQUENT ORDER
DENYING MOTION TO VACATE
TRIAL DATE TO ALLOW FOR
APPEAL OR, IN THE
ALTERNATIVE, WRIT OF
MANDAMUS APPLICATION
(ECF No. 117)**

NOTICE

COMES NOW Michael Blake DeFrance (Mr. DeFrance) and hereby gives notice of his appeal to the Ninth Circuit Court of Appeals from the orders entered by the United States District Court in and for the District of Montana on July 26, 2022,

denying Mr. DeFrance's Motion for Leave to File Motion for Reconsideration and "RESERVING RULING as to the legal issues raised in the motion" (ECF No. 111); and on August 3, 2022, denying Mr. DeFrance's Motion to Vacate Trial Date to Allow for Appeal or, in the alternative, Writ of Mandamus Application (ECF No. 117).

RESPECTFULLY SUBMITTED this 4th day of August, 2022.

/s/ Michael Donahoe
MICHAEL DONAHOE
Deputy Federal Defender
Counsel for Defendant

CERTIFICATE OF SERVICE
L.R. 5.2(b)

I hereby certify that on August 4, 2022, a copy of the foregoing document was served on the following persons by the following means:

1 CM-ECF

2 Mail

1. CLERK, UNITED STATES DISTRICT COURT

1. JENNIFER S. CLARK
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2. MICHAEL BLAKE DeFRANCE
 Defendant

/s/ Michael Donahoe
FEDERAL DEFENDERS OF MONTANA